

DEPOSITION OF GRACE J. MUSHRUSH, M.D.

29

MR. BARRISON: Let me have
this marked. I think you're up to
No. 4.

[A copy of
Postgraduate
Verification Form -
Page 2 was marked
as Mushrush
Exhibit No. 4 for
identification.]

Q You wanted to add something to that
exhibit?

A I believe the second exhibit is after
he had done the extended training and
he was in his final year. And so he
had already made -- the training
committee had asked him to do extended
training of three months. And this
was after he had already done that.
So he was back, as far as I was
concerned, in good status.

MR. FARQUHAR: Could we just
have the record reflect that the
deponent was pointing to Exhibit.

30

No. 3?

MR. BARRISON: Certainly.
Thank you.

Q Doctor, this has been marked as
Exhibit No. 4, and would you take a
peek at that, please?

[Witness looking at document.]

Q Do you recognize Exhibit 4?

A Yes.

Q And what is it?

A It's part of an application for
something. It's part of his post-
graduation verification form from the
board.

Q Is that your signature that appears on
Page 1 at the bottom? Page 1, Doctor.

A You're referring to this as Page 1 --

Q Yes.

A -- because it's labeled Page 2? Yes.

Q And the date of your signature is
given there as well?

A 2/24/04.

Q So Dr. Badgaiyan would have finished
his training at the Brockton V.A. by

31

then, am I right?

A That's true.

Q And the second page, can you briefly
describe what Page 2 and 3 are of this
exhibit?

A It's an explanation to accompany the
form.

Q And that's your signature that appears
at the end of the letter?

A Right. I guess you had to -- you had
to explain anything that was labeled
"no." So these were referring to
those answers.

Q Specifically, it's referring, Doctor,
to Question No. 2 on the first page,
was the applicant ever placed on
probation where the box for yes is
checked off.

A Uh-huh.

Q Is that correct?

A Yes.

Q And you placed that checkmark under
yes, am I right?

A Yes -- wait a minute. Yes, okay.

32

Q You placed the checkmark for yes?

A Yes.

Q The applicant had been placed on
probation?

A Right.

Q If the fact of his probation wasn't
important enough for the first
renewal, why did you check "yes" on
this application, Doctor?

A This -- this is a more serious thing.
It's a permanent license, and I felt
that there -- there had been other
things that had happened including the
extension of his training, et cetera
that has been a problem. So I felt
that there should be some record of
that.

Q Well, wasn't that addressed in
Question No. 4 where you checked "yes,
were any negative reports ever filed
by instructors regarding the
applicant"?

A I'm sorry. I don't understand your
question.